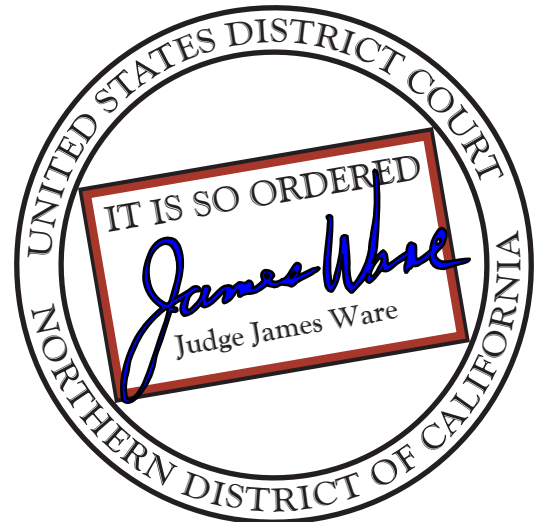


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 Hung Perry Nguyen, Joyce Freeman, and  
 Christopher Hake



**UNITED STATES DISTRICT COURT**  
**NORTHERN DISTRICT OF CALIFORNIA**  
**SAN JOSE DIVISION**

In re )  
 )  
 COMUNITY LENDING, INCORPORATED, a )  
 California corporation, )  
 )  
 Debtor. )  
 )  
 \_\_\_\_\_ )  
 )  
 MAI CHRISTINA PHAM, JOHN PHAM, MAI )  
 NGUYEN, HUNG PERRY NGUYEN, and )  
 JOYCE FREEMAN, )  
 )  
 Plaintiffs, )  
 )  
 vs. )  
 )  
 COMUNITY LENDING, INCORPORATED, a )  
 California corporation, and Does 1 through 10, )  
 inclusive, )  
 )  
 Defendants. )  
 )  
 \_\_\_\_\_ )

Case No. C 08-00201 JW  
 Honorable James Ware  
 Bankruptcy Case No. 08-50030 (MM)  
 Chapter 11  
 Adv. Proc. No. 08-05006  
**JOINT FURTHER CASE  
 MANAGEMENT CONFERENCE  
 STATEMENT**  
**ORDER VACATING CASE  
 MANAGEMENT CONFERENCE**

On April 8, 2008, the Court issued a Scheduling Order, which required the parties to submit a joint case management statement 10 days before the further case management conference that is currently set for September 15, 2008. Since the initial case management conference, discovery has been proceeding. Plaintiffs have filed a motion for summary judgment that is set to be heard on October 6, 2008. In light of the proximity of that hearing, the parties request that the Court continue the status conference currently set for September 15, 2008, and hold a further case management conference, as necessary, on October 6, 2008, after the hearing on the motion for summary judgment.

The discovery cutoff in this case is December 15, 2008, and expert disclosures are currently due on September 13, 2008. The parties stipulate to extend the date for expert disclosures until December 15, 2008, with rebuttal expert disclosures due on December 31, 2008. The parties further stipulate to extend the deadline for the completion of expert discovery to January 15, 2008.

The parties believe that ADR would be beneficial in this case and are currently attempting to schedule a mediation prior to the hearing on Plaintiffs' motion for summary judgment.

Dated: September 5, 2008

LINER YANKELEVITZ  
SUNSHINE & REGENSTREIF LLP

By: /s/ Matthew Borden

Matthew Borden  
Attorneys for Plaintiffs  
Mai Christina Pham, John Pham, Mai  
Nguyen, Hung Perry Nguyen, and Joyce  
Freeman

Dated: September 5, 2008

MURRAY & MURRAY,  
A Professional Corporation

By: /s/ Robert A. Franklin

Robert A. Franklin  
Attorneys for Defendant  
ComUnity Lending, Incorporated

1 Dated: September 5, 2008

LAW OFFICES OF JESSE L. B. HILL

2  
3 By: /s/ Jesse L. B. Hill


4 Jesse L. B. Hill  
5 Attorneys for Counter-Claim Defendants  
6 Katherine Buckmeyer, Jack Ferguson,  
7 John Nelson, Jeannine Rupert, & Phyllis  
8 Christich

9  
10 \*\*\* ORDER \*\*\*

11 In light of the parties' representations, the Court VACATES the further  
12 Case Management Conference presently scheduled for September 15, 2008.

13 The Court will set a confernece, if necessary, in its Order addressing Plaintiff's Motion  
14 for Summary Judgment.

15 Dated: September 11, 2008

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JAMES WARE  
United States District Judge